

Women Assail New York's Law Code as Unfair

Wife Little Better Than Slave, So Far as Her Labor at Home Goes, New Report Declares

Cannot Serve on Juries

Father Favored in Control of Children and in Violations of Conjugal Rights

From The Tribune's Washington Bureau
WASHINGTON, Sept. 17.—The New York state laws discriminating against women in many important respects, according to a report of the Woman's party legal research department, made public today. This report, which is the work of a staff of women lawyers, headed by Mrs. Burnita Shelton Matthews, goes so far as to say that the state constitution, all statutes up to and including those of the 1922 session of the Legislature, and all judicial decisions affecting women in any way, this is the first study of a comprehensive scale ever made of New York's laws from the woman's point of view.

The chief inequalities noted in the report are: Mothers do not have equal control and custody of their children; mothers do not have equal control over the services, earnings or real property of their children; the mother has the primary responsibility for the illegitimate child; women are discriminated against as administrators of estates; mothers are discriminated against in inheritance laws; married women may not choose their legal residence; the married woman is legally still in much the same position as the slave on a southern plantation in not controlling her labor in the home, whether she works for her husband and family or for outsiders in the home; wives are not equally protected when conjugal rights are violated; women may not serve on juries.

Hold Women Inferior

"The laws of the Empire State," the report asserts, "are directly based on the old English common law, which considered women legally inferior in every respect to men. The married woman in particular was discriminated against; she was little more than a chattel of her husband. New York has since the past several years modified many of the worst features of the common law with respect to women, but even to-day the wives and mothers of this state are in many respects in a position of legal inferiority."

A summary of the general discriminations noted in the report follows: "New York has a so-called equal rights law, but it is not complete equality to women with men. The law does not give complete equality to mothers with fathers. If the parents are living apart, without divorce, the father has the first right to the control and earnings of the child. The mother's earnings of children still legally belong to the father unless he gives the child the right to his own earnings. If a child is injured and death does not result, the father alone controls the damages for the loss of the child's services. Only when the father is dead or a deserter does the mother have any right to any of the money earned by the child. The mother's legal estate which may come into the child's possession. In the case of illegitimate children, the mother is not responsible. The custody and control of the child are given to the father and usually can inherit from her."

Husband Owns Home Labor

"New York's married women's property act granting married women the right to control property and to control their wages outside the home does not cover the field of women's work in the home. The husband still owns not only his wife's services to himself and his family, but also any payment she receives for supplying food, lodging, nursing, etc. in the home to persons outside the family, unless she can get an agreement by him to give her such services. She cannot even sue her husband to pay her for work she may do in connection with his business. If he promises to pay her for such services he is just promising to make her a gift of something which legally belongs to him. On the other hand, if a husband works in his wife's business his claim for a salary is legally valid."

Fathers have greater rights than mothers in the inheritance of real estate from their children. "The judge being required to prefer fathers to mothers, brothers to sisters and in lesser degrees of kindred men to women and unmarried women to married."

Can't Serve on Juries

"The laws of New York use the words 'male citizens' in defining the qualifications of grand and trial jurors. Although the courts frequently say that 'the husband's right to the conjugal society of his wife is no greater than his right to the conjugal society of her husband' this principle, it seems, does not work out in actual practice. For instance, when a husband proves that another man has committed adultery with his wife the husband, as a matter of course, is entitled to damages. If a wife's marital rights have been invaded the finds it much more difficult to establish her case or to collect damages, as many court instances prove."

Premiers Discuss Empress Zita

BUDAPEST, Sept. 17.—Count Romanones, the former Italian Premier, is visiting Budapest incognito. He had a conference yesterday with Count Stefan Bethlen, the Premier. It is understood his visit is connected with the sojourn and maintenance of former Empress Zita in Spain. Count Romanones said today that former Crown Prince Otto had been given a new teacher to instruct him in the Magyar language and literature.

Mott Street's Princess Finds Romance and Royal Wedding

1,500 White and Yellow Friends of Smiling Jennie Ricco Are Present; It All Began When She Restored Purse to "Nice Looking Man"

Jennie Ricco has long been the little "Princess of Mott Street," threading the winding way each morning with a smile for white men and yellow men alike and receiving in return their silent devotion. Every one always said that romance would find her some day and that she would be something out of the ordinary.

Al Lee, the laundryman, said no one was too good for her, and his friends nodded their assent. Every night when she came back to her home, at 71 Mott Street, her father and mother asked if she had found her Prince Charming that day, for they, too, knew that romance must come to their black-eyed daughter.

One day about a year ago Jennie mentioned having found a purse and having returned them to a nice-looking man named Alfred Crescetto. Her parents, never suspecting that romance was at last at the door, asked her proudly if she had claimed the reward and then looked a bit disappointed when she blushed and admitted that she had refused it.

Hylan Assures Pell Hearst Is Hope of Democratic Party

Saved Nation From Becoming a Monarchy, Mayor Testifies, Demanding He Be Named for Governor

Mayor Hylan wrote another of his political letters on William Randolph Hearst yesterday. This letter was not addressed to Mr. Hearst, but to Herbert C. Pell, Democratic State Chairman. It was said by those who have kept track of the letters that have passed between Mayor Hylan and the editor-politician that the letter to Chairman Pell was similar in style to the letter, whether signed by Hearst or the Mayor, which have been put forth by both as part of the Hearst-Hylan campaign.

Yesterday's letter said that the editor-politician alone was worthy of the Democratic nomination for Governor and by insinuating that ex-Governor Alfred E. Smith was not eligible for re-election. And, as previous occasions, the Mayor said that Hearst would be the next President of the United States and—

Girl Traps Man in Jail

Escort Holds Intruder After She Warns of Danger

Helen Conville had a premonition of danger yesterday morning as she returned to her home at 973 Third Avenue from a dance with Philip Dunlop, of 123 East Eighty-sixth Street, and insisted that Philip enter the hallway with her.

He did so and discovered George Fillmore, of 217 East Seventy-seventh Street, there sitting on a bag. Dothels held Fillmore and Miss Conville screamed until a patrolman came and arrested him.

Kamenoff to Serve in Council

Till Premier Lenine Recovers MOSCOW, Sept. 17.—Leo Kamenoff has been appointed vice-chairman of the Council of the People's Commissars and of the Council of the Trade and Defense, to serve until Nikolai Lenine, the Premier, returns to his duties. In the mean time Lenine, who is ill, will remain nominally chairman of both.

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Don't Miss It!

Says W. H. Masten.

Exhibiting the new WILLIS-KNIGHT and OVERLAND models.

I wouldn't—I'd go a couple of times!

CLOSED CAR SHOW

AUSPICES AUTOMOBILE MERCHANTS ASSN

Grand Central Palace

Sat. Sept. 23-30

THE MAR-CAR

Burke's Imported

Made in Scotch Calfskin—a new, soft texture leather. Very pliable and a great wearing stock. Lasts and Patterns exclusively our own design.

BOTH SHOPS

THE JOHNSON MURPHY SHOE

WHITEHOUSE & HARDY

BROADWAY AT 40th STREET 144 WEST 42nd STREET

ENCLOSURE BUILDING

1100-1102

OVINGTON'S

The Gift Shop of Fifth Avenue

Fifth Avenue at 39th Street

Welfare Work Held to Qualify For Judgeship

Miss Taylor, Candidate for Westchester Children's Court, Makes 13 Years' Experience Her Platform

Post Pays \$10,000 a Year

Is Not a Lawyer, but Believes Knowledge of Child More Essential Than Law

Thirteen years of experience in child welfare work is the platform of Miss Ruth Taylor, candidate for judge of the newly created Children's Court of Westchester County.

It is a particularly desirable position, carrying with it a salary of \$10,000 a year for six years, and is, therefore, a storm center of interest in this fall's campaign. Old hands, who shudder at the thought of so delectable a political plum falling into the hands of a woman, are answered from the opposite camp by hundreds of women who ordinarily take little interest in judicial contests, but are rallying to the support of one whose qualifications are so noteworthy.

Miss Taylor has the indorsement of the regular Republican organization. She also has the support of a non-partisan committee of men and women and the college women of the county. Graduates of Vassar, Smith, Barnard and Bryn Mawr—are making the towns ring with her praises, from Mount Vernon to Peekskill. She is a graduate of Vassar, class of 1909.

The candidate herself, a quiet-voiced young woman, with a steady blue eye and the perfect poise of one fitted for responsibility, accepts her candidacy as the logical next step in her thirteen years of work with children.

"I never allowed the children's work to be mixed up with politics, and so it is a bit surprising to find myself running for office," she smiled as she confessed the inconsistency of it all. "But my friends had me designated by the Republican party while I was in Europe this summer, and as I do believe that the head of the Children's Court should be one experienced in child welfare work, I am a candidate for a political job."

Miss Taylor has been head of the Westchester County Department of Child Welfare for several years. Last week she announced that she would accept no salary for the time she was campaigning, but the work of the department goes on and Miss Taylor was at her desk in the courthouse as usual Saturday.

Oppose Woman for Office

She declared that the opposition against her was chiefly concerned with the fact that she was a woman and that she was not a lawyer.

"Yes, I'm a woman. I admit it," she smiled. "As for the fact that I am not a lawyer, I believe that the work of this new court will be concerned with the child and only one-tenth with technicalities of the law. The court must be conducted under the law, of course, and the judge must be familiar with the more than twenty bodies of state law which deal with the care of children. However, I believe that I, who have been handling children's cases for thirteen years, know more about these laws than the ordinary lawyer who seldom is concerned with the affairs of children."

Must Understand Children

"The Children's Court would fall in its purpose, however, if it administered merely the letter of the law. It is for that very reason that we have taken it out of the hands of the ninety-four disconnected courts scattered throughout the county and have centered it in one court, the business of which will be to get at the heart of the child, rather than the letter of the law. If Johnny steals a hen any police court judge can mete out punishment according to the law, but what we must do for Johnny's sake is to find out why Johnny stole the hen and what will prevent his wanting to steal another."

The large area of Westchester County presents a new problem for the

Child's Quick Wit Saves Father Hurt in Wreck

WINCHESTER, Vt., Sept. 17.—Randolph P. Jennings, wealthy American engineer of Mexico City, who was injured yesterday in an automobile collision near Edinburg, Va., owes his life to the courage and quick thought of his eleven-year-old daughter, Alice. When Jennings was thrown through his windshield the girl closed a deep gash in his face with her handkerchief and held it in place throughout the thirty-five-mile dash to a hospital. She ignored the painful injuries which she had sustained in the collision.

Physicians say Jennings will recover because of the girl's first aid treatment.

Judge who presides over the welfare of all its children. "If we consider the welfare of the children first," said Miss Taylor, "it is evident that we cannot sit here in comfort in White Plains and compel the child to come to us. The court will have to go to the children. We never believe in handling a child's case unless one of the parents is present, and it would be difficult and even cruel to compel a father to take the long trip from Peekskill to bring his boy to court. It looks as if the judge would have to do the traveling and sit six days a week in as many different towns. Fortunately, I know how to drive a car."

Is Given Warm Indorsement

Miss Taylor has been warmly indorsed by V. Everett Macy, Commissioner of Charities and Correction for Westchester County, in a statement which says:

"Personally, I feel the less legal technicalities there are in judging a child the better the chance for a wise decision in the child's interest. Ruth Taylor's legal knowledge, therefore, of the child will come before her in probably better than any one else's in the county, as she has taken many cases into the courts during the last seven years and also has had to protect the Child Welfare Department from being involved in lawsuits in hundreds of cases. Never has she made a mistake. She is very determined, with great tact, and has a wide knowledge of the law covering children's cases, gained by actual court experience."

Miss Taylor will finish her campaign to-night, awaiting the result of the Westchester County Department of Child Welfare on Tuesday, in which she is opposed by Arthur Strang, a White Plains lawyer. Her opponent on the Democratic ticket is City Judge Appell, of Mount Vernon.

Mayflower Not Freak, Declares Its Constructor

Burgess Will Defend Racing Fishermen Before Halifax Contestants

Special Dispatch to The Tribune

PORTLAND, Me., Sept. 17.—W. Stirling Burgess is on his way to Halifax to-night with the plans which he believes will prove to the trustees of the International Fishermen's Race Trophy that the schooner Mayflower is a natural development in fishing vessel construction and not a freak boat built merely to win the "Halifax Herald" trophy. Mr. Burgess has with him the plans showing her capacity for loading as big a cargo as any vessel on the Banks.

The Carrie E. Phillips was the first fishing schooner to be designed for lengthy stays on the Banks, as differentiated from the coastal type, which had previously been used for deep sea fishing.

The Carrie E. Phillips is the model upon which all fishing schooners are now designed, and Mayflower, Mr. Burgess believes, will be just such another advance on the type which the Phillips embodies.

Mr. Burgess said to-night that the big improvement represented in Mayflower was in her greater speed, which made it possible to do away with auxiliary engines, an unprofitable method of operation.

Legal Expert of Tammany Flays Cohalan Deal

People Would Mob Bosses if They Were Aware of Surrogate's Importance, Prof. L. J. Tompkins Says

Holds Law Chair at N.Y.U.

Widows' and Orphans' Court Should Be Kept Out of Politics, Statement Avers

Professor Leslie J. Tompkins, who occupies the chair of law at New York University, and whose membership in the Tammany Hall law committee has been threatened with revocation because of his denunciation of the Koenig-Murphy deal to remove Surrogate John P. Cohalan from the bench, said last night that if voters could but realize the importance of the Surrogate's Court they would "mob the bosses for attempting to make a football of this great court."

"The Surrogate's Court is of far greater importance than the Supreme Court," said Professor Tompkins. "Not only does it protect the rights of the living, but it respects the wishes of the dead. In the Surrogate's Court in this county, which Bosses Murphy and Koenig are trying to control through the removal of Surrogate Cohalan, estates aggregating more than \$500,000,000 annually come for administration. Every man or woman who dies leaving an estate amounting to \$50 or more has his or her estate administered by this court, so that in popular parlance it has become truly known as the widows' and orphans' court."

Court in Every One's Interest

"Apart from the principle involved, that of keeping politics out of the courts and re-selecting a judge who has been able, faithful, fearless and independent, it is to the personal interest of every member of the community that Surrogate Cohalan be re-elected."

"The Surrogate's courts are very great in their importance to our people. They respect the wishes of the dead as expressed in their wills; protect and safeguard the living in their rights. The most important matters which belong to the Surrogate's courts are:

"1. The probate or filing of decedents' wills, after due and proper proof has established them.

"2. The taking charge of the estates of those who die without having made their wills.

"3. The appointment of representatives to administer these estates. These representatives, called executors and administrators, are officers of this court, in reality acting in place of the court, and, therefore, always subject to the court's direction.

"4. The appointment of guardians of infants. These infants receive special attention from this court and the guardians appointed by it are subject at all times to the direction of the court.

"5. The appointment of trustees and general supervision of their acts.

"The word 'estate' sounds large, but as a matter of fact may be very meager. It is said, but nevertheless true, that when there is money or property left by the decedent, it is unusual to see a mad scrap for it, even to the detriment of the widow and orphans. It is not only the duty of the court, but its privilege to see that the widow and children shall receive all they are entitled to and be fully protected."

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Chauffeurs' Outfits

Suit, Overcoat and Cap to Match

\$70

Overcoat . . \$35
Suit \$32; Cap \$3

Smartest. Most serviceable. Made of durable, all-wool Oxford Gray Whipcord. All Strictly in keeping with motor-dom's latest fashions.

Send for Booklet Chart and Measure Form. Shows what the well groomed Chauffeur should wear. Easy to order by mail.

Brill Brothers
America's Headquarters for Chauffeurs' Apparel
Broadway at 49th Street New York City

First Aid for Aches and Pains

Say Ben-Gay

and Get the Original

BAUME-BENGUE

At All Drug Stores

Keep a tube handy

An instant favorite with lovers of fine Coffee.

"Good to the last drop"

REG. U.S. PAT. OFF.

MAXWELL HOUSE COFFEE

No Cost For a 10-Day Tube

Simply Mail Coupon

Dainty People

Now combat that film on teeth

Have you noted how many people now have whiter, prettier teeth? You see them wherever you look. The reason lies in a new cleaning method which millions now employ. If you don't know it, you should try it now.

Film is dingy